

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:	)	
KENTARO YANO ET AL.	)	: Examiner: Saeid Ebrahimi Dehkordy
	)	: Group Art Unit: 2625
Appln. No.: 10/763,620	)	
	)	: Confirmation No: 7283
Filed: January 28, 2004	)	
	)	: Notice of Allowance: August 19, 2008
For: RECORDING APPARATUS,	)	
COMMUNICATION APPARATUS,	)	: Issue Fee Paid: September 18, 2008
RECORDING SYSTEM, AND	)	
CONTROL METHOD THEREFOR	)	: October 17, 2008

**Mail Stop Petition**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.313(c)(2) TO  
WITHDRAW APPLICATION FROM ISSUE

Sir:

Pursuant to 37 CFR 1.313(c)(2), Applicants respectfully petition that the above-identified application be withdrawn from issue for consideration of a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114 and an Information Disclosure Statement, as discussed in detail below.

### EXPEDITED HANDLING REQUESTED

Expedited handling of this Petition is respectfully requested because the Issue Fee has already been paid and according to the October 8, 2008 Issue Notification, the patent is scheduled to issue on October 28, 2008.

### FACTS

1. On August 19, 2008, a Notice of Allowance and Fee(s) Due was mailed in the above-identified application.
2. On September 18, 2008, Applicants electronically submitted a Fee(s) Transmittal and electronically paid fees of \$1,755.00 to cover the Issue Fee, Publication Fee and the fee for advance order of soft copies of the patent.
3. Along with this Petition, Applicants are submitting herewith an RCE Transmittal and a Ninth Information Disclosure Statement in compliance with 37 CFR 1.114.

### RELIEF REQUESTED

Applicants respectfully request that this Petition be granted so that the present application can be withdrawn from issue and prosecution can resume pursuant to the RCE to permit the Ninth Information Disclosure Statement to be considered by the Examiner.

### FEE

The \$130.00 fee required for this Petition pursuant to 37 CFR 1.17(h) and the \$810.00 fee for the RCE are being electronically paid herewith. No additional fee is believed due; however, the Commissioner is authorized to charge any additional fee, or credit any overpayment, to Deposit Account No. 06-1205.

### CONCLUSION

Since this petition is accompanied by an RCE, an Information Disclosure Statement, and the appropriate fees, which submissions satisfy the criteria for granting of this petition under 37 CFR 1.313(c)(2), Applicants respectfully request expedited and favorable consideration of this petition.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

/Gary M. Jacobs/

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